

AMENDED IN ASSEMBLY MAY 6, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

**ASSEMBLY BILL**

**No. 540**

**Introduced by Assembly Member Bogh**

February 18, 2003

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An act to add Section ~~102306~~ 103265 to the Health and Safety Code, relating to vital statistics.

LEGISLATIVE COUNSEL'S DIGEST

AB 540, as amended, Bogh. Death certificates: *peace officers*.

Existing law requires the Director of Health Services, as the State Registrar of Vital Statistics, to administer the registration of births, deaths, fetal deaths, and marriages, and provides that the State Registrar of Vital Statistics has supervisory power over local registrars. Existing law ~~requires the local registrar of births and deaths to transmit each week to the State Registrar all original certificates accepted for registration by him or her during the preceding week contains procedures for the amendment of death certificates by the State Registrar and local registrars.~~

This bill would require ~~the~~ *an amended* certificate of death of a peace officer to be processed immediately upon acceptance for ~~registration~~ *filing* and to be issued *by the State Registrar or local registrar* no later than 10 days following acceptance for ~~registration~~ *filing*.

By requiring a higher level of service of local registrars, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that

reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section ~~402306~~ 103265 is added to the Health  
2 and Safety Code, to read:  
3 ~~402306.~~ The  
4 103265. An amended certificate of death of an individual who  
5 is a peace officer pursuant to Section 830 of the Penal Code shall  
6 be processed immediately upon acceptance for ~~registration~~ filing  
7 and shall be issued *by the State Registrar or local registrar* no later  
8 than 10 days following acceptance for ~~registration~~ filing.  
9 SEC. 2. Notwithstanding Section 17610 of the Government  
10 Code, if the Commission on State Mandates determines that this  
11 act contains costs mandated by the state, reimbursement to local  
12 agencies and school districts for those costs shall be made pursuant  
13 to Part 7 (commencing with Section 17500) of Division 4 of Title  
14 2 of the Government Code. If the statewide cost of the claim for  
15 reimbursement does not exceed one million dollars (\$1,000,000),  
16 reimbursement shall be made from the State Mandates Claims  
17 Fund.

